

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Pierre Coutos-Thevenot et al.

Serial No.: 09/622,257

Filed: August 14, 2000

For: NUCLEIC ACID
 COMPRISING THE
 SEQUENCE OF A
 STRESS-INDUCIBLE
 PROMOTER AND A
 SEQUENCE OF A GENE
 ENCODING A STILBENE
 SYNTHASE



Art Unit: To be assigned

Examiner: To be assigned

Atty Docket: 0061/091

RESPONSE TO "NOTIFICATION OF MISSING REQUIREMENTS"

Commissioner for Patents
 Washington, D.C. 20231

Sir:

In response to the **NOTIFICATION OF MISSING REQUIREMENTS OF APPLICATION** dated August 30, 2000, Applicants submit herewith the following documents for appropriate action by the U.S. Patent and Trademark Office:

1. Copy of the Notification of Missing Requirements;
2. Petition for Three-Month Extension of Time;
3. Original executed Declaration;
4. Amendment, Petition and Fee to Correct Inventorship by Adding Additional Inventor under 37 CFR § 1.48(a)
5. Statement by the inventor to be added;

Petition under 37 CFR § 1.48(a)

Applicants respectfully request that the above-named joint inventor be added to the application.

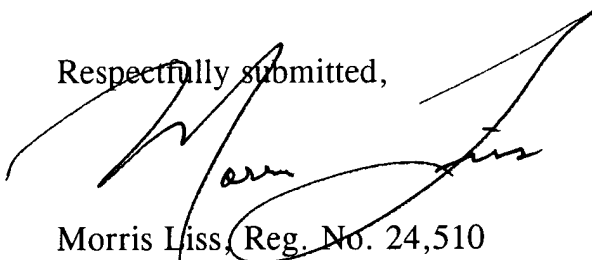
The following items are attached in support of this Amendment and Petition:

1. A statement by the inventor to be added that the omission of the inventor occurred without deceptive intent;
2. A Declaration and Power of Attorney by each of the actual inventors as required under 37 CFR § 1.63.
3. The written assent of the Assignees
4. The \$130.00 fee for this petition under 37 CFR § 1.17(h) is hereby authorized to be charged to Deposit Account No. 22-0185.

Deposit Account Authorization

It is not believed that extensions of time are required, beyond those which may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary, then such extensions of time are hereby petitioned under 37 CFR § 1.136(a), and any fees required for consideration of this paper, including any filing fees, are hereby authorized to be charged to Deposit Account No. 22-0185.

Respectfully submitted,



Morris Liss, Reg. No. 24,510
Connolly Bove Lodge & Hutz LLP
1990 M Street, N.W.
Washington, D.C. 20036-3425
Telephone: 202-331-7111

Date: 1/2/01

PTO/PCT Rec'd 02 JAN 2001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Pierre Coutos-Thevenot et al.

Serial No.: 09/622,257

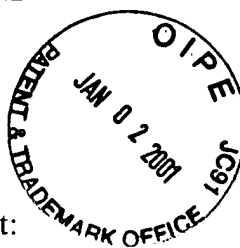
Filed: August 14, 2000

For: NUCLEIC ACID COMPRISING
THE SEQUENCE OF A
STRESS-INDUCIBLE
PROMOTER AND A
SEQUENCE OF A GENE
ENCODING A STILBENE
SYNTHASE

Art Unit:

Examiner:

Atty Docket: 0061/00091



REQUEST TO ADD INVENTOR UNDER 37 CFR 1.48(a)

Commissioner for Patents
Washington, D.C. 20231

Sir:

I, the undersigned, Robert Esnault, residing at 31 Allée des Coudraies, F-91190 Gif Sur Yvette, France, request to be added as an inventor to the above-identified national phase application. My omission as a named inventor in both the international application and the national phase application occurred without deceptive intention on my part.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

By:

Robert Esnault

A handwritten signature in black ink, appearing to read "R. Esnault", written over a horizontal line.

Date: December 19, 2000

09/622,257